

105TH CONGRESS  
2D SESSION

# S. 2274

For the relief of Richard M. Barlow of Santa Fe, New Mexico.

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IN THE SENATE OF THE UNITED STATES

JULY 8, 1998

Mr. BINGAMAN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

For the relief of Richard M. Barlow of Santa Fe, New Mexico.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. COMPENSATION OF CERTAIN LOSSES.**

4 (a) IN GENERAL.—The Secretary of the Treasury  
5 shall pay, out of any money in the Treasury not otherwise  
6 appropriated, to Mr. Richard M. Barlow of Santa Fe, New  
7 Mexico, the sum of \$1,100,000 for compensation for losses  
8 incurred by Mr. Richard M. Barlow relating to and a di-  
9 rect consequence of—

10 (1) personnel actions taken by the Department  
11 of Defense affecting Mr. Barlow's employment at

1 the Department (including Mr. Barlow's top secret  
2 security clearance) during the period of August 4,  
3 1989, through February 27, 1992; and

4 (2) Mr. Barlow's separation from service with  
5 the Department of Defense on February 27, 1992.

6 (b) NO INFERENCE OF LIABILITY.—Nothing in this  
7 section shall be construed as an inference of liability on  
8 the part of the United States.

9 (c) LIMITATION ON AGENTS AND ATTORNEYS  
10 FEES.—No more than 10 percent of the payment author-  
11 ized by this Act may be paid to or received by any agent  
12 or attorney for services rendered in connection with ob-  
13 taining such payment, any contract to the contrary not-  
14 withstanding. Any person who violates this subsection  
15 shall be guilty of a misdemeanor and shall be subject to  
16 a fine in the amount provided in title 18, United States  
17 Code.

18 (d) NON-TAXABILITY OF PAYMENT.—The payment  
19 authorized by this Act is in partial reimbursement for  
20 losses incurred by Mr. Barlow as a result of the personnel  
21 actions taken by the Department of Defense and is not  
22 subject to Federal, State, or local income taxes.

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